



LEGISLATURE

# DRAFT MINUTES

## HOUSE HEALTH AND HUMAN SERVICES STANDING COMMITTEE

Monday, February 10, 2020 | 3:40 p.m. | 210 Senate Building

### Members Present:

Rep. Brad M. Daw, Chair  
Rep. Kelly B. Miles, Vice Chair  
Rep. Stewart E. Barlow  
Rep. Jennifer Dailey-Provost  
Rep. Steve Eliason  
Rep. Sandra Hollins  
Rep. Marsha Judkins  
Rep. Candice B. Pierucci  
Rep. Paul Ray

Rep. Rex P. Shipp  
Rep. Norman K. Thurston  
Rep. Raymond P. Ward

### Members Absent:

Rep. Robert M. Spendlove

### Staff Present:

Mark D. Andrews, Policy Analyst  
Brodi Ashton, Committee Secretary

Note: A copy of related materials and an audio recording of the meeting can be found at [www.le.utah.gov](http://www.le.utah.gov).

Chair Daw called the meeting to order at 4:03 p.m.

**MOTION:** Rep. Miles moved to approve the minutes from 2/5/2020 and 2/6/2020. The motion passed with a vote of 7 - 0 - 6.

#### Yeas-7

Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Hollins  
Rep. K. Miles  
Rep. C. Pierucci  
Rep. R. Shipp  
Rep. N. Thurston

#### Nays-0

#### Absent-6

Rep. S. Barlow  
Rep. S. Eliason  
Rep. M. Judkins  
Rep. P. Ray  
Rep. R. Spendlove  
Rep. R. Ward

### 1 . H.B. 161 Audiology and Speech-language Pathology Interstate Compact (*Owens, D.*)

[Information about Compacts](#)

[Letter to the Committee in support of HB 161 from the Department of Defense](#)

Rep. Derren Owens presented the bill with the assistance of Rick Masters, Special Counsel for the National Center for Interstate Compacts and affiliated with the Council of State Governments, and Nahale Kalfas, Legal Counsel, Council of State Governments.

Rick Masters spoke to the bill.

Nahale Kalfas, spoke to the bill.

Jennifer Miller-Smith, Legislative Coalition for People with Disabilities, spoke in favor of the bill.

Mark Brinton, General Counsel, Utah Medical Association, spoke to the bill.

Enoch Cox, Utah Speech-Language Hearing Association Board, spoke in favor of the bill.

**MOTION:** Rep. Dailey-Provost moved to pass H.B. 161 out favorably. The motion passed with a vote of 9 - 0 - 4.



Yeas-9

Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Eliason  
Rep. S. Hollins  
Rep. K. Miles  
Rep. C. Pierucci  
Rep. P. Ray  
Rep. R. Shipp

Nays-0

Absent-4

Rep. M. Judkins  
Rep. R. Spendlove  
Rep. N. Thurston  
Rep. R. Ward

## 2 . H.B. 208 Alcohol Education Amendments (*Stenquist, J.*)

Rep. Jeffery Stenquist presented the bill with the assistance of Jon Carey, Physician and Geneticist, University of Utah, and Alfred Romeo, Utah Department of Health.

John Carey spoke to the bill.

Alfred Romeo spoke to the bill.

Eric D. Stenquist spoke in favor of the bill.

Maryann Martindale, Utah Academy of Family Physicians, spoke in favor of the bill.

Julie Winterton, CEO, Utah Fetal Alcohol Syndrome Disorder (FASD) Advocacy Group, spoke in favor of the bill.

Dr. Christopher Hutchinson, past chair of the Utah Section of the American College of Obstetrics and Gynecology, spoke in favor of the bill.

LynDee Winterton, Utah FASD Advocacy Group Board member, spoke in favor of the bill.

Brad Winterton, Utah FASD Advocacy Group, spoke in favor of the bill.

**MOTION:** Rep. Thurston moved to amend H.B. 208 with Amendment #1. The motion passed with a vote of 11 - 0 - 2.

Amendment 1  
H.B. 208

1. Page 3, Lines 67 through 71:

67 (ii) interest earned on the restricted account.

68 (3) (a) The department shall deposit ~~{-0.4%}~~ the amounts described in Subsection (3)(b) of the total gross revenue from sales of liquor

69 with the state treasurer, as determined by the total gross revenue collected for the fiscal year

70 two years preceding the fiscal year for which the deposit is made, to be credited to the

71 restricted account and to be used by the Department of Health as provided in Section 26-7-10.

(b) In accordance with Subsection (3)(a), the department shall deposit during the fiscal years:

(i) beginning July 1, 2021 and ending June 30, 2023, .2% of the total gross revenue;

(ii) beginning July 1, 2023 and ending June 30, 2025, .3% of the total gross revenue; and

(iii) beginning after June 30, 2025, .4% of the total gross revenue.



Yeas-11

Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Eliason  
Rep. S. Hollins  
Rep. K. Miles  
Rep. C. Pierucci  
Rep. P. Ray  
Rep. R. Shipp  
Rep. N. Thurston  
Rep. R. Ward

Nays-0

Absent-2

Rep. M. Judkins  
Rep. R. Spendlove

**MOTION:** Rep. Thurston moved that the committee adopt Amendment #2. The motion passed with a vote of 8 - 3 - 2.

Amendment 2  
H.B. 208

1. Page 1, Lines 15 through 16:

{-15-}{- - - - - requires deposits into the restricted account of a percentage of the total gross  
16 revenue from the sale of liquor;-}

2. Page 3, Lines 59 through 71:

59 (1) As used in this section{-:-}  
60 {- (a) -} "Department of Health" means the Department of Health created in Section 26-1-4.  
{-61-}{- (b) -} "Restricted account" means the Drinking While Pregnant Prevention Media and  
62 Education Campaign Restricted Account created in this section.-}  
63 (2) (a) There is created a restricted account within the General Fund known as the  
64 "Drinking While Pregnant Prevention Media and Education Campaign Restricted Account."  
65 (b) The restricted account consists of:  
66 (i) deposits made under Subsection (3); and  
67 (ii) interest earned on the restricted account.  
{-68-}{- (3) -} The department shall deposit 0.4% of the total gross revenue from sales of liquor  
69 with the state treasurer, as determined by the total gross revenue collected for the fiscal year  
70 two years preceding the fiscal year for which the deposit is made, to be credited to the  
71 restricted account and to be used by the Department of Health as provided in Section 26-7-10.-}

Yeas-8

Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Eliason  
Rep. S. Hollins  
Rep. C. Pierucci  
Rep. R. Shipp  
Rep. N. Thurston

Nays-3

Rep. K. Miles  
Rep. P. Ray  
Rep. R. Ward

Absent-2

Rep. M. Judkins  
Rep. R. Spendlove

**MOTION:** Rep. Thurston moved to pass H.B. 208 out favorably. The motion passed with a vote of 11 - 0 - 2.



Yeas-11

Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Eliason  
Rep. S. Hollins  
Rep. K. Miles  
Rep. C. Pierucci  
Rep. P. Ray  
Rep. R. Shipp  
Rep. N. Thurston  
Rep. R. Ward

Nays-0

Absent-2

Rep. M. Judkins  
Rep. R. Spendlove

**3 . H.B. 244 Fetal Exposure Reporting and Treatment Amendments (*Nelson, M.*)**

Rep. Merrill Nelson presented the bill with the assistance of Diane Moore, Director, Division of Child and Family Services, Department of Human Services.

Diane Moore spoke in favor of the bill.

Dr. Christopher Hutchison, American College of Obstetrics and Gynecology, spoke in favor of the bill.

Dr. Katie Carlson, President, Utah Chapter of the American Society for Addiction Medicine spoke in favor of the bill.

Dr. Kristine Campbell, pediatrician, spoke in favor of the bill.

**MOTION:** Rep. Thurston moved to replace H.B. 244 with 1st Substitute H.B. 244. The motion passed with a vote of 12 - 0 - 1.

Yeas-12

Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Eliason  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. C. Pierucci  
Rep. P. Ray  
Rep. R. Shipp  
Rep. N. Thurston  
Rep. R. Ward

Nays-0

Absent-1

Rep. R. Spendlove

**MOTION:** Rep. Ward moved to pass 1st Substitute H.B. 244 out favorably. The motion passed with a vote of 12 - 0 - 1.



Yeas-12

Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Eliason  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. K. Miles  
Rep. C. Pierucci  
Rep. P. Ray  
Rep. R. Shipp  
Rep. N. Thurston  
Rep. R. Ward

Nays-0

Absent-1

Rep. R. Spendlove

**4 . H.B. 246 Mental Health Workforce Amendments (*Eliason, S.*)**

[Utah's Mental Health System and Shortage of Providers](#)

Rep. Eliason presented the bill.

Mark Brinton, General Counsel, Utah Medical Association, spoke in favor of the bill.

**MOTION:** Rep. Dailey-Provost moved to pass H.B. 246 out favorably. The motion passed with a vote of 10 - 1 - 2.

Yeas-10

Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Eliason  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. C. Pierucci  
Rep. P. Ray  
Rep. R. Shipp  
Rep. R. Ward

Nays-1

Rep. N. Thurston

Absent-2

Rep. K. Miles  
Rep. R. Spendlove

**MOTION:** Rep. Dailey-Provost moved to adjourn. The motion passed with a vote of 11 - 0 - 2.

Yeas-11

Rep. S. Barlow  
Rep. J. Dailey-Provost  
Rep. B. Daw  
Rep. S. Eliason  
Rep. S. Hollins  
Rep. M. Judkins  
Rep. C. Pierucci  
Rep. P. Ray  
Rep. R. Shipp  
Rep. N. Thurston  
Rep. R. Ward

Nays-0

Absent-2

Rep. K. Miles  
Rep. R. Spendlove

Chair Daw adjourned the meeting at 4:43 p.m.